THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.17407 OF 2006

DATED: 23.8.2006

BETWEEN:

Mutyala Ramanamma … petitioner.

And

The District Collector, Nellore
And others. … Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.17407 OF 2006

ORDER:

Heard the counsel.

The writ petition is filed for a writ of mandamus declaring the action of the Executive Engineer, R.W.S. Panchayat Raj,Nellore Division, the second respondent herein, keeping the estimates pending without granting technical sanction and inviting tenders for the execution of the work of over head tank of protective water supply scheme of Pottepalem village, Nellore rural mandal as arbitrary, illegal and without jurisdiction and consequently direct the second respondent to grant technical sanction and invite tenders for the execution of the work of over head tank of protective water supply scheme of Pottepalem village, Nellore Rural Mandal, Nellore district and to pass such other suitable orders.

Several factual details had been narrated. It is stated that the Gram Panchayat of Pottepalem passed a resolution dated 21.10.2005 requsting the Assistant Engineer to prepare the estimate for the execution of the work of overhead tank for the Protective Water Supply Scheme. It is also stated that the District Collector, Nellore issued proceedings in L.Dis.No.241/2006-A3, dated 18.3.2006 granting administrative sanction. It is also stated that the petitioner made a representation dated 9.8.2006 to respondent No.2. A copy of the representation, no doubt, is not enclosed alongwith the material papers, but however, it is stated that no such copy is available with the petitioner and in fact, representation was made on 9.8.2006.

The learned Assistant Government Pleader for Panchayat Raj states that in the event of said representation being available with the second

respondent, appropriate directions may be issued by this Court for disposal of the said representation.

Taking the over all facts and circumstances in to consideration, the writ petition is disposed of directing the second respondent to dispose of the representation dated 9.8.2006 at an early date, in accordance with law.

The writ petition is accordingly disposed of. No order as to costs.

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23.8.2006.

Note:
Issue c.c.in three days.
B/o.
mdaa